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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DALLAS BUYERS CLUB, LLC, a Texas
Limited Liability Company,

Plaintiff,
v.

DOE-69.181.52.57,

Defendant.

Case No.: 3:16-CV-01164-JSC

PLAINTIFF'S EX PARTE MOTION TO
EXPEDITE DISCOVERY

EXPEDITED RULING REQUESTED

PLAINTIFF'S EX PARTE MOTION TO EXPEDITE DISCOVERY

Pursuant to Federal Rule of Civil Procedure 26 and 45, plaintiff moves the Court *ex parte* for an order permitting plaintiff to take limited discovery to ascertain the identity of the defendant in the complaint. Limited discovery prior to the Rule 26(f) conference is necessary as per the reasons stated in the accompanying Memorandum of Law.

Plaintiff respectfully requests the Court grant its *Ex Parte* Motion for leave to take discovery prior to the Rule 26 conference and enter an Order allowing plaintiff to subpoena records from Comcast Cable for the identity of the subscriber and account holder assigned the IP

address used by the defendant, and for such further information as may be needed to specifically identify the Doe defendant.

Plaintiff requests an expedited ruling on this matter as it is likely the defendant is actively and currently participating in the piracy of content through BitTorrent and any delays are likely to increase the harm suffered by plaintiff.

DATED: March 10, 2016.

/s/James S. Davis

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